

**MINUTES OF THE COMMITTEE  
ON  
APPROPRIATIONS**

Wednesday, September 12, 2007      11:00 a.m.      Room 352, State Capitol

The House Standing Committee on Appropriations was called to order by the Chairman, Representative George Cushingberry, Jr.

An Invocation was offered by Chairman Cushingberry.

Members present: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss and Nofs.

Members Absent/excused: Representative Caul.

Chairman Cushingberry laid before the Committee HB 5184

HB 5184   Bauer	Property; conveyances; certain property previously conveyed by the state to the city of Lansing; receive from the city of Lansing and reconvey with altered usage restrictions.
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Chairman recognized Representative Bauer for opening remarks on the bill.

Terri Fitzpatrick, Director of Real Estate from the Department of Management and Budget, was available to answer further questions of the members.

Testimony cards were submitted by Michael Green and Joe Harrison, representing Community Dream Project, supporting the bill.

Representative Bauer moved to report HB 5184 with recommendation.

Representative Gonzales supported the motion.

The motion prevailed by a vote of 27-0-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

The committee stood in recess 12:00 p.m.

Chairman Cushingberry called the committee back to order at 2:45 p.m.

Chairman Cushingberry laid before the Committee HB 4494.

HB 4494 (Cushingberry) Appropriations; supplemental; multidepartment supplemental for fiscal year 2006-2007; provide for.

Rep. Lahti had opening remarks on the bill.

Mitch Bean, Director of the House Fiscal Agency, and Kyle Jen, Analyst for the House Fiscal Agency, answered further questions of the members.

Representative Lahti moved to adopt Substitute (H-1) to HB 4494.

Representative McDowell supported the motion.

The motion prevailed by a vote of 28-0-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative Lahti moved to report with recommendation HB 4494 as substitute (H-1).

Representative McDowell supported the motion.

The motion prevailed by a vote of 28-0-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Chairman Cushingberry laid before the Committee HB 5086.

HB 5086    LeBlanc                      Law enforcement; funds; public safety officer grant program;  
create.

Representative LeBlanc was recognized for opening remarks on the bill.

Representative LeBlanc moved to adopt Substitute (H-1) to HB 5086.

Representative Espinoza supported the motion.

The motion prevailed by a vote of 28-0-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Representative LeBlanc moved to report with recommendation HB 5086 as substitute (H-1).

Representative McDowell supported the motion.

The motion prevailed by a vote of 28-0-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Chairman Cushingberry laid before the Committee SB 410.

SB 410    Brown                      Communications; telecommunications; funding system for the  
emergency telephone service enabling act; modify.

Mark Wolf, Analyst from the House Fiscal Agency answered questions of the members.

Representative Cheeks moved to adopt Substitute (H-3) to SB 410.

Representative Byrnes supported the motion.

The motion prevailed by a vote of 17-12-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman and Nofs.

NAYS: Representatives Hammel, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, and Moss.

PASS: None.

The Chairman recognized testimony cards for the bill submitted by the following individuals:

Terri Fitzpatrick, Department of Management and Budget

Dave Gribler, Sheriff ETSC

Thomas L. Evans, CJIS Policy Council, State Police

Jamel Anderson, Grand Traverse County 911

Greg White-MPSC and Harriet Miller Brown ETSC

Patricia Coates, Oakland County

James Fyvie, Michigan Communication Directors

Michael McDermott, Verizon Wireless

Dave Vehslage, Verizon Communications

Representative Tobocman moved to report with recommendation SB 410 as substitute (H-3).

Representative Jackson supported the motion.

The motion prevailed by a vote of 17-12-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman and Nofs.

NAYS: Representatives Hammel, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, and Moss.

PASS: None.

Chairman Cushingberry laid before the Committee SB 411.

SB 411	Basham	Communications; telecommunications; funding system for the emergency telephone service enabling act; modify.
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Mark Wolf, Analyst from the House Fiscal Agency, answered questions of the members.

Representative Cheeks moved to adopt substitute (H-3) to SB 411.

Representative Byrnes supported the motion.

The motion prevailed by a vote of 18-11-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman, Caswell and Nofs.

NAYS: Representatives Hammel, Vagnozzi, Acciavatti, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, and Moss.

PASS: None.

Representative Jackson moved to adopt the following amendment to SB 411 substitute (H-3):

1. Amend page 12, line 1, after "STANDARDS" by inserting:

"AS A PART OF THEIR RESPONSIBILITIES, THE MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS SHALL CREATE A COMMITTEE TO EXAMINE THE AREA OF CULTURAL DIVERSITY WITH A SPECIAL EMPHASIS ON RACIAL PROFILING. THE COMMITTEE SHALL STUDY THE LEVEL OF RACIAL PROFILING IN THE STATE, THE RAMIFICATIONS OF RACIAL PROFILING, AND SHALL DEVELOP NECESSARY EDUCATION CURRICULUM TO ATTEMPT TO RECTIFY THE PROBLEMS. THE COMMITTEE SHALL ALSO REVIEW EXISTING STANDARDS, TRAINING MATERIALS, AND PRACTICES, INCLUDING NATIONAL STANDARDS AND BEST PRACTICES. THE COMMITTEE SHALL CONSIST OF LEGISLATORS, COMMUNITY MEMBERS, REPRESENTATIVES FROM LAW ENFORCEMENT AGENCIES, AND SUBJECT MATTER EXPERTS. THE COMMITTEE SHALL ISSUE AN ANNUAL REPORT TO THE LEGISLATURE."

Representative Byrnes supported the motion.

The motion prevailed by a vote of 21-0-8.

**FAVORABLE ROLL CALL**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman, Vagnozzi, Brandenburg, Proos, and Nofs.

NAYS: None.

PASS: Representatives Acciavatti, Caswell, Shaffer, Amos, Booher, Hansen, Agema and Moss.

Representative Tobocman moved to report with recommendation SB 411 substitute (H-3) as amended, as substitute (H-4).

Representative Jackson supported the motion.

The motion prevailed by a vote of 17-12-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Tobocman and Nofs.

NAYS: Representatives Hammel, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos,

Booher, Hansen, Proos, Agema, and Moss.  
PASS: None.

Chairman Cushingberry laid before the Committee HB 5036.

HB 5036 (Hammel) Fire; other; fees for fire inspection services; allow.

Representative Hammel made opening remarks to the bill.

Richards Child, Analyst from the House Fiscal Agency, answered further questions of the members.

Representative Hammel moved to adopt the following amendments to HB5036:

1. Amend page 2, line 10, after "**MARSHAL**," by inserting "**AFTER NOTIFYING THE CHAIRPERSON OF THE HOUSE AND SENATE APPROPRIATIONS COMMITTEE OF HIS OR HER INTENT TO ESTABLISH THE FEES AND**".
2. Amend page 2, line 19, after "**A**" by striking out "**REASONABLE**" and inserting "**DIRECT**".
3. Amend page 2, line 24, by striking out all of subsection (3).

Representative Espinoza supported the motion.

The motion prevailed by a vote of 28-0-0.

**FAVORABLE ROLL CALL:**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Hansen, Proos, Agema, Moss, and Nofs.

NAYS: None.

PASS: None.

Chairman Cushingberry recognized Andy Newman, the State Fire Marshall, to speak on the bill.

Representative LeBlanc moved to report HB 5036 with recommendation.

Representative Espinoza supported the motion.

The motion prevailed by a vote of 17-1-10.

**FAVORABLE ROLL CALL**

YEAS: Representatives Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Alma Smith, Spade, and Vagnozzi,

NAYS: Representative Shaffer.

PASS: Representatives Acciavatti, Caswell, Brandenburg, Amos, Booher, Hansen, Proos, Agema, and Moss and Nofs.

There being no further business before the committee, Chairman Cushingberry adjourned the meeting, the time being 3:50 p.m.

**Representative George Cushingberry, Jr. Chair**

Darlene Moore, Committee Clerk, (517) 373-2994